

AN ORDINANCE

**96694**

**AUTHORIZING THE EXECUTION OF THE EARLY ACTION COMPACT, COMMONLY REFERRED TO AS THE "CLEAN AIR PLAN", WITH THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY.**

\* \* \* \* \*

**WHEREAS**, the City wishes to demonstrate its commitment to improve air quality and comply with federal ozone standards by established deadlines, through the execution of the Early Action Compact ("Clean Air Plan for the San Antonio Metropolitan Statistical Area") with the Texas Commission on Environmental Quality (TCEQ), approved by the United States Environmental Protection Agency (EPA), a copy of which is affixed hereto for all purposes as Attachment I.

**WHEREAS**, the Early Action Compact sets forth the protocol endorsed by the Environmental Protection Agency (EPA) and the TCEQ to develop and implement control strategies no later than December 31, 2005, the main principles of which are as follows: 1) early planning, implementation, and emission reductions leading to expeditious attainment and maintenance of the 8 hour ozone standard; 2) emissions inventories and modeling to demonstrate attainment of the standard by 2007; 3) local control of the measures to be employed, with broad based public input; 4) state support to ensure technical integrity of the Early Action Compact; 5) formal incorporation of the Early Action Compact into the State Implementation Plan; 6) deferral of the effective date of non-attainment designation and related requirements so long as all Early Action Compact terms and milestones are met; and 7) safeguards to return areas to traditional State Implementation Plan requirements, should Early Action compact terms and/or milestones be unfulfilled, with appropriate credit given for emission reduction measures implemented; and

**WHEREAS**, the Air Improvement Resources Committee (AIRCo), an ad hoc committee staffed by the Alamo Area Council of Governments, has recommended execution of the Early Action Compact; and

**WHEREAS**, the Early Action Compact was presented to the Quality of Life Council committee on October 24, 2002, and received favorable review; and

**WHEREAS**, approval of this Ordinance will be consistent with Council Policy to improve and maintain good air quality; **NOW THEREFORE**;

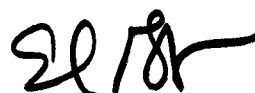
**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

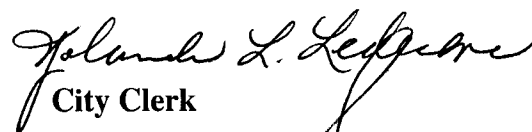
**SECTION 1.** The City Manager or her designee is hereby authorized to execute the Early Action Compact ("Clean Air Plan for the San Antonio Metropolitan Statistical Area"), a copy of which is affixed hereto for all purposes as Attachment I, with the Texas Commission on Environmental Quality (TCEQ) and as approved by the United States Environmental Protection Agency (EPA).

**SECTION 2.** No fiscal impact will be forthcoming as a result of the passing of this Ordinance.

**SECTION 3.** This ordinance shall be effective on November 17<sup>th</sup>, 2002.

**PASSED AND APPROVED** this 7<sup>th</sup> day of November, 2002.

  
M A Y O R  
EDWARD D. GARZA

ATTEST:   
City Clerk

APPROVED AS TO FORM:   
City Attorney